IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH AT HYDERABAD

HON'BLE Mr. JUSTICE R. SUBHASH REDDY

Writ Petition No.18272 of 1995

Dated: July 19, 2006

Between:

Kasarapu Paramesh, S/o. Late K. Balaiah, aged 22 years, Occ: Employee of Akshara Ujjvala Samithi, resident of H.No.6-5-145, Gandhi Road, Karimnagar District and others.

… Petitioners

And

The District Collector & President of Akshara Ujjvala Samithi, Karimnagar District, and another.

… Respondents

Order:

Petitioners, three in number, have filed this writ petition seeking Mandamus to direct the respondents to regularize their services.

2. The first petitioner claims to have been appointed on 01-01-1991 and the second and third petitioners on 01-02-1992 as Attenders in a scheme named as Akshara Ujjvala Samithi, which was under the control of the District Collector, Karimnagar District. The said scheme was limited for a period of three years and after its expiry, petitioners

were disengaged by the respondents. Hence, the petitioners filed the present writ petition seeking continuance and regularization of their services in the said post.

3. Respondent No.1 has filed counter affidavit stating that the petitioners were engaged during total literacy campaign launched by a society called Akshara Ujjwala Samithi on day-to-day labour basis. It is stated that the said programme has come to an end by July, 1995. It is further stated that the petitioners were not sponsored from the District Employment Exchange, but were hired when there was work.

4. As is clear from the counter affidavit, the petitioners were appointed only on temporary basis whenever there was work and after completion of the aforesaid scheme, they were disengaged. It is also to be noticed that the petitioners were not appointed against any regular vacancies to claim for continuance and regularization of their services. In view of the recent judgment of the Supreme Court reported in **Secretary, State of Karnataka V. Umadevi and others**[1], no direction can be given to regularize the services of the petitioners unless their recruitment was made against regular vacancies in terms of constitutional scheme. In that view of the matter, no direction as sought for can be given.

5. The writ petition is devoid of merit and is accordingly dismissed. No order as to costs.

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JUSTICE R. SUBHASH REDDY.

July 19, 2006
MRR

[1] **(2006) 4 SCC 1**